

FISCAL NOTE

SB 201 - HB 1073

February 28, 2003

SUMMARY OF BILL: Amends the Hazardous Waste Management Act by stating that *liable party* does not include a person who would be excluded from liability under the provisions of the federal Superfund Recycling Equity Act (Section 6001 of Public Law 106-113).

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - Exceeds \$100,000/Hazardous Waste Remedial Action Fund

Estimate assumes this bill adopts federal law to state law by shifting liability for a person providing qualified recycled material for processing that results in the naming of a property as an inactive hazardous substance site to the remaining liable parties. Where there are no additional solvent liable parties, the cost of any investigation and cleanup would shift to the state. The state is obligated to pay 10% of the EPA's cleanup costs. Currently, there are 17 federal Superfund sites on the National Priorities List in Tennessee.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director